

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

UNITED STATES OF AMERICA, No. 3:16-cr-00051-BR-7

Plaintiff,

WAIVER OF COUNSEL

v.

SHAWNA COX,

Defendant.

I am the defendant in this court case, and my initials below indicate that I have read, understand, and affirm all of the following:

1. I understand that I have a CONSTITUTIONAL RIGHT to an ATTORNEY in this case. The court will appoint an attorney for me if I qualify. SC (initials)

2. I am 59 years of age. I have completed High School + an associate & arts degree SC (initials) from the Academy of Technology in AZ

3. I am not under the influence of alcohol or drugs. I am not suffering from any injury, illness, or disability, or taking medication that could affect my ability to make decisions.

SC (initials)

4. I have not been diagnosed with any mental illness that would affect my ability to understand and make decisions. SC (initials)

5. I understand that I am charged with the crimes of

1. Conspiracy to Impede Officers of the United States From Discharging Their Duties (18 U.S.C. § 372)

2. Possession of Firearms and Dangerous Weapons in Federal Facilities (18 U.S.C. §§ 930(b) and 2)

SC (initials)

6. I understand that if I am found guilty of the crime charged in Count 1, I could be sentenced to up to six years in prison and fined as much as \$250,000. If I am found guilty of the crime charged in Count 2, I could be sentenced to up to five years in prison and fined as much as \$250,000. SC (initials)

7. I understand that if I am found guilty of both counts, the court may order that the sentences be served consecutively, that is, one after another. SC (initials)

8. I understand that my choice to go forward in this case without an attorney puts me at a SERIOUS DISADVANTAGE because:

- I lack legal training and experience and may not realize any DEFENSES available to me.
- The rules and procedures of a trial will apply to me even though I am not a lawyer.
- The United States will be represented by an attorney and will have an advantage over me.

SC (initials)

9. I understand that by waiving my right to an attorney I am giving up on the following benefits:

- An attorney can review the facts of my case to determine what defenses I have and identify problems with the United States' case against me;
- An attorney can help me in my case. For example, an attorney can help me enter a plea to the charges, negotiate a plea agreement, and apply to have me released before trial.
- An attorney knows how to gather evidence, file pretrial motions, call witnesses, and cross-examine the United States' witnesses;
- An attorney understands the rules of evidence and knows how to question witnesses and present evidence that is necessary for my defense;
- An attorney knows when and how to object to the use of improper evidence;
- An attorney can help me decide whether I should have a jury trial or have the judge decide my case;
- An attorney knows how to make legal arguments to the court and present opening and closing statements to the jury;
- An attorney can tell me what sentence may be imposed if I am found guilty;
- An attorney can help present evidence and make arguments about sentencing issues;
- An attorney knows how to get information from the prosecutor that is important to my case, such as police reports and statements from witnesses; and
- An attorney knows how to preserve issues on the record for any possible appeal.

SC (initials)

10. I understand that the judge, the prosecutor, court staff, and my interpreter cannot give me legal advice or help me defend myself at trial. SC (initials)

11. No one has made any threats or promises to make me waive my right to an attorney.

SC (initials)

12. I acknowledge that I have been advised of, and that I understand, the nature of the charges against me and the full extent of the punishment that may be imposed if I am convicted on those charges. I fully understand the disadvantages of representing myself, and I am aware of the benefits an attorney would provide, as described above. However, I voluntarily WAIVE my right to an attorney in this case and request that the court allow me to represent myself.

SC (initials)

☒ I can read, speak, and understand English. SC (initials)

N/A ☐ This form was read to me. _____ (initials)

Read by: Printed Name _____

Signature _____ Date _____

N/A ☐ This form was sight translated to me. _____ (initials)

Translated by: Printed Name _____

Signature _____ Date _____

[Signature] SHAWNA COX 7/18/2016
Defendant's Signature Printed Name Date

State Zip Telephone

FINDINGS

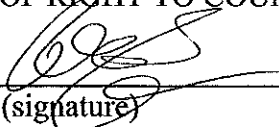
The court makes the following findings regarding Defendant's waiver of counsel and request to proceed without an attorney:

- ☒ Defendant understands the information contained in this document.
- ☒ The court has reviewed the elements of the crimes and possible maximum penalties with Defendant.
- ☒ Defendant has knowingly, voluntarily, and intelligently waived the right to counsel.
- ☒ Defendant was advised of the right to obtain discovery.
- ☒ Other finding: DEFENDANT INFORMED THAT SHE MAY NOT
ARGUE ISSUES OF LAW TO THE JURY.

ORDER

DEFENDANT'S WAIVER OF RIGHT TO COUNSEL IS HEREBY ACCEPTED.

July 18, 2016
Date


District Judge (signature)

Robert E JONES
Print or Stamp Name of Judge